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3-13-07  
Date

Joanne Bourguignon

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Eric P. Gibbs et al.  
Application No. : 09/975,749  
Filed : October 10, 2001  
For : SYSTEM AND METHOD FOR DATA TRANSFER  
OPTIMIZATION IN A PORTABLE AUDIO DEVICE  
Examiner : Daniel R. Sellers  
Art Unit : 2644  
Docket No. : 35073.002  
Date : March 13, 2007

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences the decision of the Examiner dated December 13, 2006 rejecting claims 28-37.

The Commissioner is hereby authorized to charge the Notice of Appeal fee of \$250 in conjunction with this communication to Deposit Account No. 50-2976.

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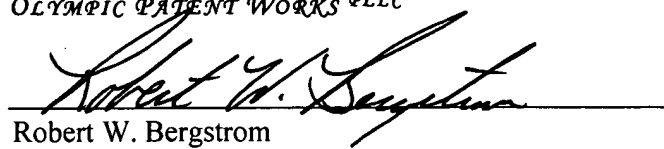
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The Commissioner is hereby authorized to charge any fees in conjunction with this communication or to credit any overpayment to Deposit Account No. 50-2976. This notice is being submitted in duplicate.

Respectfully submitted,

Eric P. Gibbs et al.

OLYMPIC PATENT WORKS PLLC



Robert W. Bergstrom  
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Enclosures:

Postcard

Copy of this Notice/Petition

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